INDEX

CITATIONS

Cases:	Page
Baker v. *Hunter*, No. 151, O. T. 1944, certiorari denied, 323 U. S. 740	2
Tornello v. *Hudspeth*, 318 U. S. 792	2
United States ex rel. Innes v. *Crystal*, 319 U. S. 755	2
United States ex rel. Lynn v. *Downer*, 322 U. S. 756	2
Weber v. *Squier*, 315 U. S. 810	2
Weil, Ex parte, 317 U. S. 597	2
Zimmerman v. *Walker*, 319 U. S. 744	2
Statute:	
Federal Parole Act, 18 U. S. C. 714, *et seq.*	1

763424—47

In the Supreme Court of the United States

OCTOBER TERM, 1947

No. 364

VIRGIL E. BARKMAN, PETITIONER

v.

JOSEPH W. SANFORD, WARDEN, UNITED STATES PENITENTIARY, ATLANTA, GEORGIA

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE FIFTH CIRCUIT

MEMORANDUM SUGGESTING THAT THE ABOVE-ENTITLED CAUSE HAS BECOME MOOT

The Solicitor General, on behalf of the above-named respondent, respectfully suggests to the Court that the above-entitled cause has become moot, and that the petition for a writ of certiorari should therefore be denied. The Bureau of Prisons advises that, pursuant to the provisions of the federal parole act (18 U. S. C. 714, *et seq.*), petitioner was paroled on July 18, 1947. Accordingly, since he is no longer in the custody of respondent, he is not restrained of his liberty by

respondent as alleged in the petition for a writ of habeas corpus. *Baker* v. *Hunter,* No. 151, O. T. 1944, certiorari denied, 323 U. S. 740; *Zimmerman* v. *Walker,* 319 U. S. 744; *Tornello* v. *Hudspeth,* 318 U. S. 792; *Ex parte Weil,* 317 U. S. 597; *Weber* v. *Squier,* 315 U. S. 810; cf. *United States ex rel. Lynn* v. *Downer,* 322 U. S. 756; *United States ex rel. Innes* v. *Crystal,* 319 U. S. 755, 783.

Respectfully submitted.

PHILIP B. PERLMAN,
Solicitor General.

OCTOBER 1947.

U. S. GOVERNMENT PRINTING OFFICE: 1947